Exhibit C Affidavit of Blake Jennings

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA EASTERN DIVISION

JESSIE W. PEARSON,)
Plaintiff,)
V.) Civil Action No. 3:05-CV-418-T
DAVID MCNAIR, et al.,)
Defendants.)

AFFIDAVIT OF BLAKE JENNINGS

STATE OF ALABAMA)
)
COUNTY OF TALLAPOOSA)

BEFORE ME, the undersigned authority and Notary Public in and for said County and State at large, personally appeared Blake Jennings, who being known to me and being by me first duly sworn on oath deposes and says as follows:

- 1. My name is Blake Jennings. I am over the age of nineteen and competent to make this affidavit.
- 2. I have been employed by the Tallapoosa County Sheriff's Department since 1998. On March 19, 2004, I became the Jail Administrator of the Tallapoosa County Jail.
- 3. I am familiar with the Plaintiff due to his incarceration in the Tallapoosa County Detention Facility; however, I am not personally familiar with the allegations made the basis of the Plaintiff's Complaint, as he never made any such complaints known to me.
- 4. It is the policy of the Tallapoosa County Jail that access to appropriate health care services are provided for the inmates of the Jail for their physical and emotional well-

Page 3 of 27

- 5. It is the policy of the Tallapoosa County Jail that any inmate with a communicable disease will be handled and treated in a proper manner. Any inmate diagnosed as having a communicable disease is handled according to instructions from a health care professional. Any inmate diagnosed as having any communicable disease is housed in a single cell and distanced from contact with other inmates during the period of time he may be able to communicate the disease to another person.
- 6. The Tallapoosa County Jail policies regarding inmate workers (work detail) and work release are set forth in the Inmate Handbook. Inmate workers are selected by the Jail Administrator upon recommendation of the shift supervisor. The selection is based on the

inmate's criminal charge, behavior while in jail and ability to adequately perform the designated task. Selection is done strictly by recommendation of the staff. Work release is a separate program from the inmate worker/work detail program. Inmates who wish to participate in work release must first be ordered by the presiding judge in that inmate's case. Once this order is issued, it is the inmate's responsibility to locate an employer to hire him.

- 7. Internal grievance procedures at the Tallapoosa County Jail are available to all inmates and such policy is made known to the inmates upon their admission to the detention center via the Inmate Rules and Regulations Handbook. It is the policy of the Tallapoosa County Jail that inmates are permitted to submit grievances and that each grievance will be acted upon accordingly. Inmates are given an inmate grievance form upon their request to complete and return to a jail staff member for any grievance they may have. It is further the policy and procedure of the Tallapoosa County Jail to place each such grievance in the inmate's file for a record of the same.
- 8. The Plaintiff has never submitted a grievance form regarding any of the allegations that form the basis of his complaint. Had a grievance been submitted, it would have been signed and dated by the correctional officer receiving the grievance and a copy would have been placed in the Plaintiff's inmate file, with a copy being returned to the inmate for his records. No such grievance has ever been made by the Plaintiff, despite the fact that he is familiar with the grievance procedures of the jail, as evidenced by his several requests forms submitted.
- 9. Attached to the Special Report are true and accurate documents contained in the Plaintiff's jail file. I am currently the custodian of such documents, which were kept by me in the ordinary course of my business.

10. I swear to the best of my present knowledge, information, and belief that the above statements are true; that I am competent to make this affidavit; and, the above statements are made by drawing from my personal knowledge of the situation.

BLAKE JENNINGS

SWORN TO and **SUBSCRIBED** before me this \(\frac{1}{2} \) day of June, 2005.

NOTARY PUBLIC

My Commission Expires: New Control of the Filter ducty 18, 2008

Exhibit D Affidavit of Cathy Dubose

Jun. 17. 2005 (ERI) 16:18 TALLAPOORA COUNTY SHERIFF & DEFT 2568251012 No. 293U

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA EASTERN DIVISION

JESSIE W. PEARSON,	:)
Plaintiff,	:	
v.) Civil Action No. 3:05-CV-418-T
DAVID MCNAIR, et al.,		
Defendants.))
<u>AF</u>	FIDAYIT	OF CATHY DUBOSE
STATE OF ALABAMA)	
COUNTY OF TALLAPOOSA	;) ;; ,)	

BEFORE ME, the undersigned authority and Notary Public in and for said County and State at large, personally appeared Cathy Dubose, who being known to me and being by me first duly sworn on oath deposes and says as follows:

- 1. My name is Cathy Dubose. I am over the age of nineteen and competent to make this affidavit.
- 2. I am a Registered Nurse and provide medical services to the inmates at the Tallapoosa County Jail and have done so since January 23, 2005.
- 3. Attached to the Special Report are true and accurate medical documents contained in the Plaintiff's medical file. I am currently the custodian of such documents, which were kept by me in the ordinary course of my business.
- 4. After an inmate has been in the Tallapoosa County Jail for two weeks, he is screened for Tuberculosis, HTV, and syphilis.

- 5. Since I have worked at the Tallapoosa County Jail, I have not had an inmate test positive for HIV or syphilis.
- 6. The records in Plaintiff's Medical file show that on March 29, 2004, Plaintiff was placed in the Medical Observation cell and was prescribed 600 mg Ibuprofen on March 30, Plaintiff was also treated on several other occasions by the medical staff at the Tallapoosa County Jail.
- 7. On April 14, 2004, Plaintiff had a positive Tuberculosis Skin test. However, this positive result does not mean that Plaintiff had Tuberculosis. It only means that he had germs in his body that cause Tuberculosis. Plaintiff was sent to the Tallapoosa County Health Department for a chest x-ray which came back normal. However, as a preventative measure, the doctor prescribed INH (Isoniazid) for Plaintiff. Plaintiff agreed to the doctor's recommendation and was treated accordingly.
- 8. Plaintiff Jessie Pearson requested that I call his family and ask them to bring him his glasses. I complied with this request
- 9. I swear to the best of my present knowledge, information, and belief that the above statements are true; that I am competent to make this affidavit; and, the above statements are made by drawing from my personal knowledge of the situation.

SWORN TO and SUBSCRIBED before me this May of June, 2005.

My Commission Expires: MY COMMISSION EXPIRES JULY 19, 2008

Exhibit E Inmate Medical Records of Jessie W. Pearson

Case 3:05-cv-00418-MHT-SRW Document 9-3 Filed 06/20/2005 Page 10 of 27 EDICATIONS/PHYSICIAN C DERS

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PROGRESS NOTES

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Tallapoosa County Jail

Daily Jail Check Log

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'ianapoosa County Jail

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Cell: ______ Daily Jail Check Log

Inmate: Pearsin Jess e

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Inmate Signature: Lance A Caron Date 3 -/ 6 Ac	
Date 3 -/ S -/ S	
Medical Staff Signature: (1003 500 h) Date 3 1/6	
UPON COMPLETION BY MEDICAL STAFF, A COPY WILL BE MAINTAINED IN MEDICAL FILE.	

Inmate Name: JESSIE W TEARSON
NID#43542 Date of Birth 7-23-52
Co-payment Charged For:
Emergency Room Visit initiated by inmate———\$15.00
Sick Call (Nurse Visit)—\$ 5.00
Doctor Visit (requested)————————————————————————————————————
Dentist Visit—\$20.00
Prescription or prescribed medication—\$ 5.00
Over the counter medication——— \$.25
Other John CANCER FEST
TOTAL \$ 20.00
State Your Problem: / AM A STATE IN MATE I WANTED GET A COLON CONCER TEST CAN THE COUNTY JAIL TARRING TO FOR ME, I AM 52 YEARS, Old, I don't
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THAT THE DESIGNATED AMOUNT WILL BE DEDUCTED FROM MY
COMMISSARY ACCOUNT AS OUTLINED IN SECTION 6.0 PARAGRAPH F
OF THE "INMATE RULES AND REGULATIONS".
Inmate Signature: Design Date 3-18-05
Medical Staff Signature: (' Date) Date)
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UPON COMPLETION BY MEDICAL STAFF, A COPY WILL BE MAINTAINED IN MEDICAL FILE AND THE ORIGINAL IS TO BE FORWARDED TO THE JAIL ADMINISTRATOR'S OFFICE

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Medical Staff Signature	,	MEDICAL FILE AND THE ORI	<u>0</u>

04/04/2005

Tallapoosa County Sheriff's Department

422

10:49

Page:

Check/Id Number: 1110

Date: 04/04/2005

Cash Account for:

43542

JESSIE WALTER PEARSON

Acct. Balance: \$5.47

Loc: TCJ -TCJ -C -C-6 -0017

I, JESSIE WALTER PEARSON, hereby authorize the withdrawl of \$5.25 from my cash account, to be paid to TALLAPOOSA COUNTY COMMISSION by MADAMS

I, MADAMS, certify that I have withdrawn \$5.25 from the cash account of JESSIE WALTER PEARSON and paid this amount to TALLAPOOSA COUNTY COMMISSION as authorized.

I, TALLAPOOSA COUNTY COMMISSION, hereby certify that I have received \$5.25 withdrawn from the cash account of JESSIE WALTER PEARSON

TALLAPOOSA COUNTY COMMISSION

Inmate Name: JESSIE L JEARSON
NID#Date of Birth_7-23-52
Co-payment Charged For:
Emergency Room Visit initiated by inmate———\$15.00
Doctor Visit (requested)—\$ 5.00 Dentist Visit—\$15.00
Prescription or prescribed medication———\$ 5.00
Over the counter medication
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Inmate Signature: Lower of Lang Date 4-12-05
Medical Staff Signature: (Lluson A) Date 4-13-05
UPON COMPLETION BY MEDICAL STAFF, A COPY WILL BE MAINTAINED IN MEDICAL FILE AND THE ORIGINAL IS TO BE FORWARDED TO THE JAIL ADMINISTRATOR'S OFFICE
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Tallapoosa County Jail Medical Request/Charge Sheet

Inmate Name: JESSIR WEARSA~
NID#Date of Birth_7-23-52
Co-payment Charged For:
Emergency Room Visit initiated by inmate—\$15.00
Sick Call (Nurse Visit)———\$ 5.00
Doctor Visit (requested)———— \$15.00
Dentist Visit—\$20.00
Prescription or prescribed medication——— \$ 5.00
Over the counter medication\$.25
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Medical Staff Signature: (1/180x / Date 4- 15-0)

UPON COMPLETION BY MEDICAL STAFF, A COPY WILL BE MAINTAINED IN MEDICAL FILE AND THE ORIGINAL IS TO BE FORWARDED TO THE JAIL ADMINISTRATOR'S OFFICE

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Inmate Name: JESSIR L RAPSON	
NID#	- 52
Co-payment Charged For:	
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Sick Call (Nurse Visit)	-\$ 5.00
Doctor Visit (requested)	
Dentist Visit-	-\$15.00
Prescription or prescribed medication—	- \$20.00
Over the counter medication	-\$ 5.00
Other NISCUSS NELD	\$.25
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UPON COMPLETION BY MEDICAL STAFF, A COPY WILL BE MAINTAINED IN MEDICAL FILE AND THE ORIGINAL IS TO BE FORWARDED TO THE JAIL ADMINISTRATOR'S OFFICE

Inmate Name: JESSIR TRANSIL	
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NID#Date of Birth_7-2	3-52
Co-payment Charged For:	
Emergency Room Visit initiated by inmate	\$15.00
Sick Call (Nurse Visit)	\$ 5.00
Doctor Visit (requested)	 \$15.00
Dentist Visit	\$20.00
Prescription or prescribed medication————	\$ 5.00
✓ Over the counter medication————————————————————————————————————	\$.25
Other	\$
TOTAL	\$ 5.25
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Inmate Signature: Justich John Date 5-2;	2-05
Medical Staff Signature: C. Lloorel Date 5-29	t-05

UPON COMPLETION BY MEDICAL STAFF, A COPY WILL BE MAINTAINED IN MEDICAL FILE AND THE ORIGINAL IS TO BE FORWARDED TO THE JAIL ADMINISTRATOR'S OFFICE

Exhibit F TB Clinical Record for Jessie W. Pearson

Case 3:05-cv-00418-MHT-SRW	Document 9-3		05 Page 25 of 27
		PEARSON, JESSIE SSN:	CHR: 821011372 RACE:2 DOB: 07/23/1952
TB CLINICAL RECC)	7	MED:	RACE:2 DOB: 07/23/1952 (51)
Clinic: Outpatient Regular chest A First X-ray Date of X-Ray Occupations: Present	5936	ADD: 115 BURNS ST. ALEX CITY AL 3	5010. PH:(256)234-5890
Occupations: Present Past X-ray No Past	C) Jail Person	nal Physician(s)	YA .
Past VI CAULIX EVALUATION: (If contact; Name of index case,	why TB tested, who referre	d and why.)	4B Skin Irst
CURRENT SYMPTOMS & MEDICAL HISTORY: Loss of appetite: YESNO Weight loss: Hoarseness: YESNO Liver disease: Smoker: YESNO — Packs per day Alcohol use: YESNO — Quantity: Allergies: YESNO — To what:	YES/NO Fever: YES YES/NO Fatigue: YES	NO Chest pain: NO Dyspnea: Jumber of years quency	YES/NO Night sweats: YES/NO YES/NO
Productive cough: (YES)NO Sputum production: Color: ()hitih Cons Specimen collected today	sistency Hick Amour		Hemoptysis:
Other symptoms: Regular periods? YES/NO LMP: Present weight: Usual ANTI-TUBERCULOSIS CHEMOTHERAPY PAST (Pregnant? YES/NO	Contraception met Height: 5 / & dates)	HIV status: Cotis
Other medications: BACTERIOLOGICAL STATUS:			athilia. Ctudioc
Last neg cul: (aerosol	spontaneous) spontaneous) spontaneous) spontaneous) other	D	usceptibility Studies: ate: ensitive to all drugs: YES/NO esistant to:
MANTOUX SKIN TEST: Date: 4/3/04 Other skin tests: Signature: 4 Calculute FILM INTERPRETATION: Dicta	Result: (mm of induration). Profition: 5-06-2004.	20mm	Date: 4/14/04
PA of the chest. Film dated and bony thorax appear to be hemidiaphragms are flattened. Essentially normal chest.	o normal The	cardiac silb	ouette is normal. The
			1
STATUS: (Please circle one) NORMAL/ABNORMA DIAGNOSES: (According to diagnostic standards) RECOMMENDATIONS:	L -If abnormal, please circle Latent tuberculosis 20mm.	e one: Cavitary-Non infection. Man	cavitary-Stable-Worsening-Improving toux on 4-13-2004 reported as
Since he is an inmate in jail,	I recommend he hav	e INH per pro	tocol.
	,M.D		Date:5-06-2004
C. Neal Canup, M.D./sdc	,,,,,,		**************************************

Conservice Hol Pink (Pri Phy)

ADPH-CHR-19/Rev. 9-00-rm

Exhibit G Tuberculosis Treatment Log for Jessie W. Pearson

Blood Pressure, initial visi	

Blood Pressure, final visit